

ASSEMBLY BILL

No. 813

Introduced by Assembly Member Baca

February 18, 2005

An act to amend Section 123620 of the Health and Safety Code, relating to fetal ultrasound.

LEGISLATIVE COUNSEL'S DIGEST

AB 813, as introduced, Baca. Fetal ultrasound.

Under existing law, the State Department of Health Services is required to maintain a program of maternal and child health, which is administered by the department's Maternal and Child Health Branch. The existing maternal and child health program includes, among other subjects, pregnancy testing, perinatal health care, and nutrition. Existing law requires a person or facility that offers fetal ultrasound, or a similar procedure, for keepsake or entertainment purposes, to make a written disclosure to a client prior to performing the procedure, that the federal Food and Drug Administration does not approve the use of ultrasound equipment for these purposes.

This bill would instead require that fetal ultrasound be performed only for a medical purpose, in a medical setting, by a sonographer or other appropriately qualified practitioner. The bill would prohibit the offering or performance of fetal ultrasound or a similar procedure for keepsake or entertainment purposes.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 123620 of the Health and Safety Code is
2 amended to read:
3 123620. *Fetal ultrasound shall only be performed for a*
4 *medical purpose, in a medical setting, by a sonographer or other*
5 *appropriately qualified practitioner.* A person or facility ~~that~~
6 ~~offers shall not offer or perform fetal ultrasound, or a similar~~
7 ~~procedure, for keepsake or entertainment purposes, shall disclose~~
8 ~~to a client prior to performing the procedure, in writing, the~~
9 ~~following statement: "The federal Food and Drug Administration~~
10 ~~has determined that the use of medical ultrasound equipment for~~
11 ~~other than medical purposes, or without a physician's~~
12 ~~prescription, is an unapproved use."~~